

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET
SACRAMENTO, CA 95814-5512
www.energy.ca.gov



Notice of Availability of 15-Day Language and Notice of Availability of New Documents Added to the Rulemaking Record

Revisions to Proposed Regulations Establishing and Implementing a Greenhouse Gases Emission Performance Standard for Local Publicly Owned Electric Utilities

Docket Number 06-OIR-1

The California Energy Commission has revised the proposed regulations to establish and implement a greenhouse gases emission performance standard for California's publicly owned electric utilities. The Energy Commission invites the public to review and comment on the revised regulations.

The proposed revised regulations are included with this notice. Additionally, the proposed revisions and other supporting documents are available on the Energy Commission website at www.energy.ca.gov/ghgstandards. For individuals that do not have access to the internet, you may request copies of the proposed regulations by calling Gary Collord, Project Manager, at (916) 651-9006, by e-mail at gcollord@energy.state.ca.us, or by regular mail at:

California Energy Commission
Attn: Gary Collord
1516 Ninth Street, MS 40
Sacramento, California 95814-5512

Background

Senate Bill 1368 (Stats. 2006, ch. 598) established sections 8340 and 8341 of the Public Utilities Code, requiring the California Energy Commission (Commission), in consultation with the California Public Utilities Commission (CPUC) and the California Air Resources Board (CARB), to establish a greenhouse gases emission performance standard (EPS) and implementing regulations for all long-term commitment's in

baseload generation made by local publicly owned electric utilities. The legislation directs the Commission to establish the performance standard as one not exceeding the rate of greenhouse gases emitted per megawatt-hour associated with natural gas-fired combined-cycle combustion turbine baseload generation. The law requires that the Commission's standard be consistent with that adopted by the California Public Utilities Commission in a companion proceeding. The implementing regulations are required to include a greenhouse gases emission performance standard and an output-based methodology for calculating and enforcing the emission performance standard.

On October 30, 2006, the Energy Commission instituted a rulemaking proceeding for establishing a greenhouse gases emission performance standard and implementing regulations consistent with the requirements of Senate Bill 1368. A Notice of Proposed Action was published in the California Regulatory Notice Register on March 9, 2007 triggering a 45-day comment period that ended on April 25, 2007. In response to comments received on the proposed regulations, the Electricity Committee proposes a few substantive, sufficiently related changes to the regulations.

NOTICE THAT A PUBLIC HEARING IS SCHEDULED:

The date set for the adoption of the revised regulations at a public hearing is as follows:

Commission Business Meeting
May 23, 2007
Beginning 10:00 a.m.
California Energy Commission
Hearing Room A
1516 9th Street
Sacramento, CA 95814

Hearing Room A is wheelchair-accessible.

Invitation for Public Comments

The public comment period on these proposed revisions ends on May 21, 2007. Any parties wishing to submit comments on the proposed revisions must ensure that they are received by the Commission no later than 5 p.m. on May 21, 2007. Please send written comments to:

Docket Unit
California Energy Commission
Docket No. 06-OIR-1
1516 Ninth Street, MS 4
Sacramento, California 95814-5512

Or, parties may submit comments by e-mail to DOCKET@energy.state.ca.us or by fax to (916) 654-4354.

Any person with questions regarding this notice should contact Gary Collord, Project Manager, at (916) 651-9006 or gcollord@energy.state.ca.us. If you wish assistance in participating in the regulatory process, call the Public Adviser's Office, at (916) 654-4489, toll free in California at (800) 822-6228 or e-mail at pao@energy.state.ca.us. News media inquiries should be directed to Assistant Executive Director Claudia Chandler at (916) 654-4989.

Additional Documents to be Added to the Rulemaking Record

The following documents have been relied upon in proposing the regulations and will be added to the rulemaking file:

California Energy Commission, *Implementation of SB 1368 Emission Performance Standard*. Staff Issue Identification Paper in support of the SB 1368 Greenhouse Gas Proceeding. November 2006.

California Energy Commission, *Staff-Proposed Regulations for Implementing the Greenhouse Gases Emission Performance Standard for Local Publicly-Owned Electric Utilities*. Staff White Paper in support of the SB 1368 Greenhouse Gas Proceeding. January 2007.

California Energy Commission Electricity Committee, "Greenhouse Gases Emission Performance Standard for Implementing Senate Bill 1368". Public Workshop Proceedings, December 8, 2006. Docket No. 06-OIR-1.

California Energy Commission Electricity Committee, "Greenhouse Gases Emission Performance Standard for Implementing Senate Bill 1368". Public Workshop Proceedings, January 11, 2007. Docket No. 06-OIR-1.

California Energy Commission Electricity Committee, "Greenhouse Gases Emission Performance Standard for Implementing Senate Bill 1368". Public Workshop Proceedings, January 18, 2007. Docket No. 06-OIR-1.

These documents are available on the Energy Commission's website at www.energy.ca.gov/ghgstandards. For individuals that do not have access to the internet, these documents are also available for public inspection, through May 21, 2007, from 9:00 a.m. to 4:30 p.m. at:

Docket Unit
California Energy Commission
1516 Ninth Street
Sacramento, California 95814-5512

JEFFREY D. BYRON
Commissioner and Presiding Member
Electricity Committee

JOHN L. GEESMAN
Commissioner and Associate Member
Electricity Committee

Note: California Energy Commission's formal name is State of California Energy Resources Conservation and Development Commission.